

EXHIBIT H

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

- - - - - x

IN RE: NEW ENGLAND COMPOUNDING	MDL No. 2419
PHARMACY, INC. PRODUCTS	Master Dkt.
LIABILITY LITIGATION	1:13-md-02419-RWZ

- - - - - x

THIS DOCUMENT RELATES TO ALL SUITS
AGAINST THE SAINT THOMAS ENTITIES

- - - - - x

THIS DOCUMENT RELATES TO
ALL CASES

- - - - - x

VIDEOTAPED DEPOSITION of GEORGE POLLICK

Thursday, May 21, 2015

9:38 a.m.

Pullman & Comley LLC

90 State House Square

Hartford, Connecticut

Michelle Keegan, Court Reporter

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23		Certification Report," Bates numbered	
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24		-001683	

1 E X H I B I T S (Continued)

2 ** Previously marked exhibits referenced **

3 No.

4 2 Product Catalog

5 3 Diagram

6 4 Diagram

7 9 E-mail dated July 10, 2006

8 10 E-mail dated April 25, 2006

9 11 Letter dated November 21, 2005

10 15 NECC Punch List - July 11, 2006

11 17 Fax Memo, dated May 25, 2007

12 21 Article entitled, "797 Pharmaceutical
13 Compounding - Sterile Preparations"

14
15 ** Original exhibits retained by court reporter
16 and returned to Mr. Schramek **
17
18
19
20
21
22
23
24

1 Q. Sure. And you designed -- Liberty designs the
2 cleanroom to have positive pressure in it; correct?

3 A. Yes.

4 Q. And that's --

5 A. Going back four questions ago, third-party
6 testing also tests for pressure in the room. I knew
7 there was a fourth thing. I couldn't get there.

8 Q. And that testing confirmed that there was
9 positive pressure in the room; correct?

10 A. Yes.

11 Q. And that was consistent with Liberty's design
12 and construction of the 2006 cleanroom?

13 A. Yes.

14 Q. You were handed a group of photos that were
15 marked as Exhibit 247.

16 MR. GASTEL: I don't see them. This is not the
17 most --

18 MR. HERMES: I have them here.

19 Q. Do you recall looking at those photos earlier,
20 sir?

21 A. Yes.

22 Q. Prior to today, had you ever seen any of the
23 pictures contained in Exhibit 247?

24 A. No.

1 Q. And is it fair to say that without
2 Mr. Schramek's representations concerning those
3 exhibits, you could not identify where those pictures
4 came from?

5 A. Or when. Yes.

6 Q. Going back to Exhibit 253 --

7 MR. GASTEL: And I might have my exhibit wrong.
8 Can I see that, please?

9 Q. Yeah. So that is the quote for the
10 pass-through that NECC requested from Liberty; correct?

11 A. One of them, yes.

12 Q. And just to be clear and for the record,
13 Liberty did not complete construction of those -- of any
14 of the quotes regarding the pass-through; correct?

15 A. Other than the box.

16 Q. That's right. You only delivered the box to
17 NECC; correct?

18 A. Yes.

19 Q. You did not install it?

20 A. Yes, did not.

21 Q. And when I say "you," I mean Liberty Industries
22 did not install the pass-through box that you delivered
23 to NECC?

24 A. As I remember, we did not.

1 C E R T I F I C A T E

2

3 I hereby certify that I am a Licensed Shorthand
4 Reporter and Notary Public in and for the state of
5 Connecticut, duly commissioned and qualified to
6 administer oaths.

7 I further certify that GEORGE POLLICK was by me
8 duly sworn, and thereupon testified as appears in the
9 foregoing deposition; that said deposition was taken by
10 me stenographically and reduced to writing under my
11 direction by Computer-Aided Transcription; that the
12 foregoing is a true and accurate record of the testimony
13 given.

14 I further certify that I am neither of counsel nor
15 attorney to either of the parties to said suit, nor
16 related to or employed by either party or counsel in
17 said suit, nor am I financially interested in the
18 outcome of said cause.

19

20 Witness my hand and notarial seal this
21 29th day of May, 2015.

22

23 _____
Michelle Keegan, RMR, CRR
24 Notary Public/Court Reporter
CT Shorthand License 0000511
My Commission expires: December 31, 2016